



Louisiana Housing Finance Agency

The following resolution was offered by Commissioner Guy T. Williams and seconded by Commissioner Katie Anderson:

RESOLUTION

To authorize the amendment of the professional services contract of Foley and Judell, LLP, changing the contract term to end June 30, 2010, and including within the scope of services certain project-closing-related asset management functions for TCAP and 1602 Exchange, if needed; and providing for other matters in connection therewith.

WHEREAS, the Louisiana Housing Finance Agency, as authorized by the Louisiana Revised Statutes 40:600.5(3)(a) shall employ legal, financial, technical experts and consultants ... as the Agency deems necessary or advisable and shall determine their qualifications, duties, and compensation; and

WHEREAS, Foley and Judell, LLP ("Consultant"), is currently under contract to perform consultant services relative to the Tax Credit Program and other programs; and

WHEREAS, Consultant has been instrumental in the Agency's success at setting up the TCAP and 1602 programs; and

WHEREAS, Consultant is qualified as tax counsel and experienced as closing counsel and is able to assist the Agency with project-closing-related asset management functions required of the TCAP and 1602 Exchange Programs; and

WHEREAS, the TCAP and 1602 Exchange Programs have important time constraints, making time of the essence;

NOW THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Louisiana Housing Finance Agency (the "Board"), acting as the governing authority of said Agency, that:

SECTION 1. Agency staff and counsel are hereby authorized to amend the professional consulting service contract for Foley and Judell, LLP, as follows:

- a. To change the contract term to end June 30, 2010.
- b. To add TCAP asset management functions related to project closings or other related services at a not-to-exceed amount of \$27,500 per project.
- c. To add 1602 Exchange Program asset management functions related to project closings or other related services on the condition that staff is able to negotiate rates comparable to rates for the same functions provided to other Housing Finance Agencies.

SECTION 2. The Agency staff and counsel are authorized and directed to prepare such documents and agreements as may be necessary to carry out this directive of the Board, the terms of which are to be consistent with the provisions of this resolution.

SECTION 3. The Agency is hereby authorized, empowered, and directed the ability as may be necessary to create, change, amend, and revise any existing documents as may be necessary to carry out this directive of the Board, the terms of which are to be consistent with the provisions of this resolution.

SECTION 4. The Chairman, Vice Chairman, President, Vice President, and/or Secretary of the Agency are hereby authorized, empowered, and directed to execute any forms and/or documents required to be executed on behalf of and in the name of the Agency, the terms of which are to be consistent with the provisions of this resolution.

This resolution having been submitted to a vote, the vote thereon was as follows:

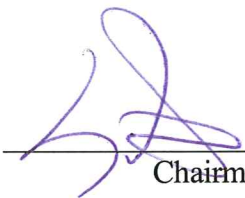
YEAS: Wayne E. Woods, Alice Washington obo John Kennedy, J.
Mark Madderra, Guy T. Williams, Mayson H. Foster, Michael
L. Airhart, Joseph Scontrino, III, Katie Anderson, Elsenia
Young, Neal Miller

NAYS:

ABSTAIN:

ABSENT: Allison A. Jones, Tyrone A. Wilson, Susan Sonnier, Walter O.
Guillory, Jerome Boykin, Sr.

And the resolution was declared adopted on this, the 10th day of November, 2009.



Chairman



Secretary 

STATE OF LOUISIANA

PARISH OF EAST BATON ROUGE

I, the undersigned Secretary of the Board of Commissioners of the Louisiana Housing Finance Agency, do hereby certify that the foregoing three (3) pages constitute a true and correct copy of a resolution adopted by said Board of Commissioners on November 10, 2009 captioned, "To extend until June 30, 2010 the professional consultant services contract for Foley and Judell, LLP and to amend to include certain TCAP and 1602 Exchange asset management functions and providing for other matters in connection therewith."

IN FAITH WHEREOF, witness my official signature and the impress of the official seal of the Agency on this, the 10th day of November, 2009.


Secretary

(SEAL)

DELEGATION OF AUTHORITY

STATE OF LOUISIANA

PARISH OF EAST BATON ROUGE

BEFORE ME, the undersigned Notary, duly commissioned and qualified in the Parish and State aforesaid, personally came and appeared:

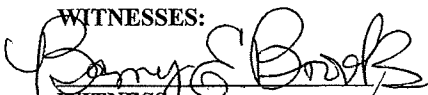
MILTON J. BAILEY

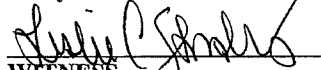
who, having been duly sworn, did depose and say:

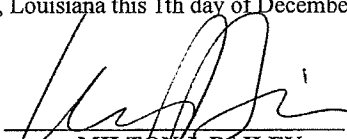
1. That he is the duly elected President of the Louisiana Housing Finance Agency (the "Agency"), thus serving as "appointing authority" as defined in the Civil Service Rules;
2. That he is the duly elected Secretary of the Louisiana Housing Finance Agency;
3. That he does hereby delegate and authorize his appointing authority to Loretta Wallace, in his absence effective on December 5, 2009 through the earlier of December 9, 2009 or his return to the office, to act in his stead as appointing authority, to sign all documents to the same effect as the appointing authority, including, but not limited to, the authority to take, initiate, approve, and sign formal disciplinary actions, take action and sign the documentation necessary to hire, promote, grant merit increases, and any and all other personnel actions involving any and all employees of the Agency.
4. That he does hereby delegate his authority as President and Secretary to sign contracts, agreements, and all documents that bind the Agency, and which are necessary to be signed during his absence.


THUS DONE AND SIGNED in the presence of the undersigned Notary and competent witnesses at Baton Rouge, Louisiana this 1th day of December 2009.

WITNESSES:


WITNESS
Barry Brooks


WITNESS
Leslie Strahan


MILTON J. BAILEY
PRESIDENT


Christine Bratkowski #27781
NOTARY PUBLIC
Commission expires upon death